

**REMARKS**

This Amendment responds to the Office Action dated April 23, 2007.

Claims 1, 28 and 29 are rejected under a non-statutory double patenting rejection in light of U.S. Patent No. 7,064,769.

Claim 29 has been canceled. Claims 1 and 28 have been amended to be patentably distinct from claims in the cited patent. Accordingly, the double patenting rejection should no longer apply to the amended claims.

Claim 29 is rejected under 35 U.S.C. §101 as being directed to non-statutory subject matter.

Claim 29 is canceled.

Claims 1-3, 7-8, 11, 13-17, 20-22, 24, 28 and 29 are rejected under 35 U.S.C. §102(e) as being anticipated by U.S. Patent No. 6,594,384 to Kim et al (Kim et al).

Claims 8, 13, 20-22 and 29 are canceled. Claims 1 and 28 are amended. Claims 2-3, 7, 11, 13-17 and 28 are dependent on claim 1, comprise all the limitations therein and are thereby amended by dependence on this amended claim.

Claims 1 and 28, as amended, comprise elements not taught in the prior art. Kim et al do not teach “applying the correction parameters to the digital image in response to the image exception characteristics wherein said applying the correction parameters comprises varying the attenuation of a correction in response to pixel position wherein the attenuation is changed as the pixel position changes from a non-self-luminous region to a self-luminous region or from a self-

luminous region to a non-self-luminous region.” Accordingly, these claims are now patentable in their amended form.

Claims 2-3, 7, 11 and 13-17 are dependent on claim 1 and are patentable for the reasons stated above in relation to claim 1.

Claims 9 and 23 are rejected under 35 U.S.C. §103(a) as being unpatentable over U.S. Patent No. 6,594,384 to Kim et al (Kim et al).

Claims 9 and 23 are dependent on claim 1, comprise all the elements therein and are patentable for the reasons stated above in relation to claim 1. Additionally, claims 9 and 23 have been amended with additional elements, which are not taught in the combination of Kim et al and official notice. In particular, claim 23 has been amended to refer to an image spatial boundary, which is not taught in the combination of Kim et al and official notice.

The examiner has stated that claims 18 and 19 would be allowable if rewritten in independent form. New claims 30 and 31 have been added to capture the elements of claims 18 and 19 in independent form.

The examiner is respectfully requested to withdraw all rejections and allow these claims in their currently-amended form.

Respectfully submitted,

/Scott C. Krieger/  
Scott C. Krieger  
Reg. No. 42,768  
Tel. No.: (360) 828-0589